

03500.015470

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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OCT 06 2003

OFFICE OF PETITIONS

In re Application of: )  
: Examiner: J. Huffman  
TAKASHI NOJIMA )  
: Group Art Unit: 2853  
Appln. No.: 09/885,013 )  
:   
Filed: June 21, 2001 )  
:   
For: METHOD FOR PRODUCING SCALE )  
FOR DETECTING CONVEYANCE :  
ROTATION ANGLE OF )  
CONVEYING ROLLER AND :  
RECORDING APPARATUS USING )  
THE SCALE : October 6, 2003

Attn.: Mrs. Fran Hicks  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

PETITION UNDER 37 CFR 1.313(c)(2) TO  
WITHDRAW APPLICATION FROM ISSUE

Sir:

Pursuant to 37 CFR 1.313(c)(2), Applicant respectfully petitions that the  
above-identified application be withdrawn from issue for consideration of a Request for  
Continued Examination (RCE) in compliance with 37 CFR 1.114.

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### EXPEDITED HANDLING REQUESTED

Expedited handling of this Petition is respectfully requested because, per U.S. Patent and Trademark Office (PTO) records, the above-identified application is due to issue on October 14, 2003.

### FACTS

1. On January 2, 2003, a Notice of Allowance and Fee(s) Due was mailed in the above-identified application.
2. On April 2, 2003, Applicant submitted a Fee(s) Transmittal and a check for \$1,615.00 to cover the Issue Fee, Publication Fee and the fee for advance order of soft copies of the patent, along with an Amendment Under 37 CFR 1.312.
3. On August 7, 2003, a communication was mailed indicating that the Amendment Under 37 CFR 1.312 was disapproved.
3. Along with this Petition, Applicant is submitting herewith an RCE Transmittal and a Preliminary Amendment in compliance with 37 CFR 1.114.

### RELIEF REQUESTED

Applicant respectfully requests that this Petition be granted so that the present application can be withdrawn from issue and prosecution can resume pursuant to the Request for Continued Examination so that the Amendment Under 37 CFR 1.312 can be considered by the Examiner as a Preliminary Amendment.

FEE


Enclosed is a check for \$130.00 for the fee associated with this Petition pursuant to 37 CFR 1.17(h) and a check for \$770.00 for the RCE fee. No additional fee is believed due; however, the Commissioner is authorized to charge any additional fee, or credit any overpayment, to Deposit Account No. 06-1205.

CONCLUSION

Favorable consideration hereof is earnestly solicited.

Applicant's undersigned attorney may be reached in our Washington, D.C. office by telephone at (202) 530-1010. All correspondence should continue to be directed to our below-listed address.

Respectfully submitted,

  
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Attorney for Applicant

Registration No. 33,628

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